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Attorneys for Defendant Cheap Tech Guys LLC

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

MICROSOFT CORPORATION, a  
Washington Corporation,

Plaintiff,

v.

CHEAP TECH GUYS LLC, a Nevada  
Limited Liability Company,

Defendant.

Case No. 2:21-cv-00284-APG-VCF

**STIPULATION AND ORDER TO  
EXTEND TIME FOR DEFENDANT,  
CHEAP TECH GUYS LLC TO RESPOND  
TO PLAINTIFF'S COMPLAINT**

**(FIRST REQUEST)**

Trial Date: None Set

**STIPULATION AND ORDER TO EXTEND TIME FOR DEFENDANT, CHEAP TECH  
GUYS LLC TO RESPOND TO PLAINTIFF'S COMPLAINT (FIRST REQUEST)**

CHEAP TECH GUYS LLC (hereinafter "Defendant") and MICROSOFT CORPORATION (hereinafter "Plaintiff") (collectively, "the Parties") by and through their respective counsel, hereby stipulate and agree that Defendant, CHEAP TECH GUYS LLC shall have until April 15, 2021 to respond to Plaintiff's Complaint filed on February 19, 2021. *See* ECF No. 1. This extension would be the first extension of time granted for Plaintiff to respond to the Complaint.

**I. Reasons For the Requested Extension**

Plaintiff filed its Complaint on February 19, 2021. *See* ECF No. 1. Subsequently, Defendant was served on March 8, 2021. *See* ECF No. 14. Thereby making the time to respond to the Complaint on March 29, 2021. Counsel for Defendant was retained on March 31, 2021 after the time to respond

1 to the Complaint had expired.

2 When the counsel was retained for Defendant, counsel reached out to Plaintiff's counsel for  
3 an extension, which Plaintiff's counsel graciously granted.

4 Since Defendant's counsel was unable to prepare a response to Plaintiff's Complaint before  
5 they were retained, excusable neglect exists. *Clark v. Coast Hotels & Casinos, Inc.*, 130 Nev. 1164  
6 (2014) ("excusable neglect" applies to "instances where some external factor beyond a party's  
7 control affects the party's ability to act or respond as otherwise required").

8 Accordingly, the Parties stipulate and agree that Defendant, CHEAP TECH GUYS LLC  
9 shall have until April 15, 2021 to respond to Plaintiff's Complaint filed on February 19, 2021. *See*  
10 ECF No. 1.

11 DATED: April 13, 2021

WOOD, SMITH, HENNING & BERMAN LLP

12  
13 By: /s/ Nicholas F. Adams

14 ANALISE N. M. TILTON

15 Nevada Bar No. 13185

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18 Attorneys for Defendant, Cheap Tech Guys LLC

19  
20 DATED: April 13, 2021

GREENBERG TRAURIG, LLP

21  
22  
23 By: /s/ Christopher R. Miltenberger

24 CHRISTOPHER R. MILTENBERGER

Nevada Bar No. 10153

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25 Las Vegas, Nevada 89135

26 Phone: 702 792 3773

27 Attorneys for Plaintiff, Microsoft Corporation

**ORDER**

The Court having reviewed the foregoing STIPULATION AND ORDER TO EXTEND TIME FOR DEFENDANT, CHEAP TECH GUYS LLC TO RESPOND TO PLAINTIFF'S COMPLAINT (FIRST REQUEST) in the above-entitled matter and for good cause appearing therefor:

**IT IS SO ORDERED** that Defendant, CHEAP TECH GUYS LLC shall have until April 15, 2021 to respond to Plaintiff's Complaint filed on February 19, 2021. *See* ECF No. 1.

4-13-2021

Dated: \_\_\_\_\_.



\_\_\_\_\_  
**U.S. MAGISTRATE JUDGE**

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 13<sup>th</sup> day of April, 2021, a true and correct copy of STIPULATION AND ORDER TO EXTEND TIME FOR DEFENDANT, CHEAP TECH GUYS LLC TO RESPOND TO PLAINTIFF'S COMPLAINT (FIRST REQUEST) was served via the United States District Court CM/ECF system on all parties or persons requiring notice.

By /s/ Johana Whitbeck  
Johana Whitbeck, an Employee of  
WOOD, SMITH, HENNING & BERMAN LLP

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